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## **FACSIMILE**



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From the Desk of: Urgent Andrea L. Mays U Reply ASAP Registered Patent Attorne Please Review Direct Telephone: 505-867-6850 Direct Fax: 505-867-4850 For Your Information amays@direcway.com DATE: April 4, 2005 TO: U.S. Patent Office ATTENTION: G. Bradley Bennett, Primary Examiner Art Unit 2859 RESPONSE TO 2ND OFFICE ACTION RE: **PATENT APP. SERIAL NO. 10/684.315 ATTY DOCKET NO. 3002.001** FAX: (703) 872-9306 TOTAL PAGES, INCLUDING COVER: 15 Comments:

THIS COMMUNICATION IS INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE RECEIVER OF THIS COMMUNICATION IS NOT THE INTENDED RECIPIENT, EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERY TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY THE ABOVE LAW OFFICE AT 505-867-6850.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Number: 10/684,315

15 Filing Date: October 11, 2003

Inventor: Danny Roberts

For: Depthometer

Attorney Docket Number:

r: 3002.001

Group Art Unit: 2859

25 Examiner: George B. Bennett

## RESPONSE TO SECOND OFFICE ACTION DATED 01/5/05

30 To: Commissioner of Patents and Trademarks

Dear Sir:

In response to the outstanding Office Action, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 3 of this paper.

In response to the outstanding Office Action, Remarks/Arguments begin on page 8 of this paper.

## Introductory Comments

As provided in 37 CFR §1.111, in response to the Office Action dated January 5, 2005,

Application Serial No. 10/684.315 Response to Office Action Dated 01-05-05 Page 2 of 14

please enter this Response in connection with the above-captioned patent application ("Application").

The Commissioner is hereby authorized to charge any additional fees in connection with 5 this paper, and to credit any overpayments, to Deposit Account Number 501565 for the Law Office of Ray R. Regan, P.A.

No new matter has been added to the application because of any action taken in this Response.